



# News Release

## IDAHO DEPARTMENT OF WATER RESOURCES

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[www.idwr.idaho.gov](http://www.idwr.idaho.gov)

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### **Supplemental Order Issued in Response to Surface Water Coalition Water Call**

For Immediate Release  
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The Director of the Idaho Department of Water Resources, Karl Dreher, issued a supplemental order today providing the final accounting of the replacement water obligation for 2005 and determining that for now, no material injury can be reasonably predicted to members of the Surface Water Coalition for 2006.

The Coalition made a delivery call on January 14, 2005, alleging that diversions and use of ground water under junior priority water rights were causing injury to the Coalition's senior priority surface water rights. Dreher agreed that there was injury and ordered curtailment of certain junior priority rights or the provision of replacement water in lieu of curtailment.

In the supplemental order issued today, Dreher determined that the ground water districts representing affected holders of junior priority ground water rights must still provide the Twin Falls Canal Company with 27,006 acre-feet of water for the injury incurred in 2005 and to lessen the potential for injury in 2006.

The Surface Water Coalition has also challenged the rules Dreher applied in response to the Coalition's delivery call. On June 2, 2006, Judge Barry Wood issued an order finding that the rules as written are unconstitutional and void. However, a judgment in that proceeding has not been issued. When issued, that judgment and the subsequent legal proceedings will determine what further action IDWR takes in response to the Coalition's water call and other water calls against junior ground water rights.

The supplemental order can be viewed on the IDWR website: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

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